IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 23RD FEBRUARY 2007 / 4TH PHALGUNA 1928

Bail Appl..No. 936 of 2007

CMP.243/2007 of J.M.F.C., SASTHAMCOTTA
CRIME NO.6/2007 OF SASTHAMKOTTA EXCISE RANGE

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PETITIONER/2ND ACCUSED

WILSON @ SUNI, S/O.GEORGE,
WILSON NIVAS, KADAPPA MURI, MYNAGAPPALLY VILLAGE,
KUNNATHOOR, KOLLAM DISTRICT.

BY ADV. SRI.B.MOHANLAL

RESPONDENT: COMPLAINANT

STATE OF KERALA REPRESENTED BY THE
EXCISE INSPECTOR, EXCISE RANGE OFFICE,
SASTHAMKOTTA, KOLLAM DISTRICT THROUGH THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 23/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO. 936 OF 2007

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DATED THIS THE 23rd DAY OF FEBRUARY, 2007

O R D E R

In this Petition filed under Sec.439 Cr.P.C. the petitioner who is the accused in Cr.No.6/07 of Sasthamcotta Excise Range for an offence punishable under Section 55(a) of the Abkari Act for having been found in possession of 17.25 litres of IMFL in 23 bottles on 18.1.2007, seeks his enlargement on bail. The petitioner was arrested on 24.1.2007.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioner and the other circumstances of the case etc., I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail on his executing a bond for Rs.20,000/- (Rupees twenty thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M., Sasthamcotta and subject to the following conditions:

1. Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

3. The petitioner shall not commit any offence while on bail.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR, JUDGE.

dsn